

COUNCIL AGENDA, CITY OF COUNCIL BLUFFS, IOWA
REGULAR MEETING 05/11/2009 7:00 PM
COUNCIL CHAMBERS, 2ND FLOOR, CITY HALL
209 PEARL STREET

AGENDA

1. PLEDGE OF ALLEGIANCE

2. CALL TO ORDER

3. CONSENT AGENDA

- A. Resolution 09-129, intent to dispose of City property legally described as the south 1/2 of Lot 5 and the north 10 feet of Lot 6, Block 2, Jackson's Addition and part of vacated Bluff Street adjacent and setting Public Hearing for May 26, 2009 at 7:00 p.m.
- B. Resolution 09-130, ordering the City Clerk to publish notice and set Public Hearing for May 26, 2009 at 7:00 p.m. for the Plans, Specifications and Form of Contract for the Bass Pro Shop Roof Replacement Project

4. PUBLIC HEARINGS

- A. Ordinance 6030, amending Chapter 15.03 "Definitions" of the Municipal Code by adding a new Section 15.03.685 "Wind energy conversion system (WECS)
- B. Ordinance 6031, amending Chapters 15.05, 15.08A, 15.09, 15.10, 15.20, 15.21, and 15.22 of the Municipal Code to include Wind Energy Conversion System (WECS) as a conditional use
- C. Ordinance 6032, amending Chapter 15.24 "Supplemental use and Site Development Regulations" of the Municipal Code by adding a new Section 15.24.085, "Wind energy conversion system (WECS) regulations and minimum standards"
- D. Resolution 09-131, approving the Plans, Specifications, Form of Contract and Cost Estimate for the 29th Avenue Storm Water Pump Station Rehab., FY09-05D
- E. Resolution 09-132, approving the Plans, Specification, Form of Contract and Cost Estimate for the So. 16th Street Sanitary Sewer Pipe Rehab., FY10-08
- F. Resolution 09-146, Community Development/Planning Commission recommendation to deny disposal of the east north/south alley in Block 57, Railroad Addition
- G. Resolution 09-147, instituting proceedings to take additional action for the authorization of a Loan and Disbursement Agreement and the issuance of not to exceed \$5,500,000 Sewer Revenue Capital Loan Notes

- H. Resolution 09-148, approving and authorizing a Form of Interim Loan and Disbursement Agreement by and between the City of Council Bluffs, and the Iowa Finance Authority, and authorizing and providing for the issuance and securing the payment of \$323,000 Sewer Revenue Capital Loan Note Anticipation Project Note, Series 2009, of the City of Council Bluffs, Iowa, under the provisions of the Code of Iowa, and providing for a method of payment of said note and including the Transcript Certificate and Delivery Certificate
- I. Resolution 09-149, authorizing and accepting the successful bid for the issuance of General Obligation Capital Loan Notes, Series 2009B, for the issuance of General Obligation Bonds, in an approximate amount not to exceed \$7,150,000

5. ORDINANCE ON SECOND READING

- A. Ordinance 6034, to amend Chapter 8.44 "Property Damage" by repealing Section 8.44.044 "Public Parks - Prohibited Acts" and enacting a new Section 8.44.044 "Public Parks - Prohibited Acts", to prohibit the sale of merchandise or services within City parks and on City recreation trails without prior written authorization

6. RESOLUTIONS

- A. Resolution 09-133, accepting the work of Eriksen Construction Company, Inc. in connection with the US275/Missouri River Stormwater Pump Station and authorizing the Finance Director to issue a City check in the amount of \$6,575.00, FY07-04C.
- B. Resolution 09-134, authorizing the Mayor and City Clerk to execute an agreement with R. D. Blue Construction, Inc. for the So. 13th Street Improvements-Phase IV. FY10-05A.
- C. Resolution 09-135, imposing penalties against Caliente Enterprises, LLC, d/b/a Mario's Bar & Laundry, for violation of Council Bluffs Municipal Code Chapter 3.08.190(2) for selling or dispensing an alcoholic beverage or beer on the premises covered by the license or permit, or permitting its consumption thereon between the hours of two a.m. and six a.m.
- D. Resolution 09-136, authorizing the Mayor to execute an Order Accepting the Acknowledgement/Settlement Agreement from Walgreens 4405, 2508 W. Broadway, for a violation of the State's tobacco laws.
- E. Resolution 09-137, authorizing the Mayor and City Clerk to execute an agreement with Leazenby Construction, Inc. for the 31st Street Improvements-Phase III Avenue A to Avenue D., FY10-05B.
- F. Resolution 09-138, authorizing the Mayor to execute an Offer to Buy two properties owned by Sheila A. Melanson/Gonzalez, legally described as Lots 12 and 13, Block 58, Riddles Subdivision

- G. Resolution 09-139, authorizing the Mayor sign and submit a grant application to the U.S. Department of Energy to be considered for the Energy Efficiency and Conservation Program
- H. Resolution 09-140, authorizing changes to be made to Staffing Levels of the City
- I. Resolution 09-141, authorizing the Mayor to sign an Interlocal Agreement between the City of Council Bluffs and Pottawattamie County with regard to the 2009 Bryne Justice Assistance Grant Program Award
- J. Resolution 09-142, authorizing and setting the annual assessment for the West Lewis Levee Drainage District
- K. Resolution 09-143, authorizing and setting the annual assessment for the Mosquito Creek Levee Drainage District
- L. Resolution 09-144, authorizing and setting the annual assessment for the Sieck Levee Drainage District
- M. Resolution 09-145, authorizing and directing the Mayor and City Clerk to execute an agreement with Honey Creek Resources, Inc., for professional services related to the EECS Strategy Plan Preparation and to apply to the U.S. Department of Energy for a grant through its Energy Efficiency and Conservation Block Grant Program

7. RECEIVE AND FILE ITEMS

- A. One Notice of Claim

8. APPLICATIONS FOR PERMITS AND CANCELLATIONS

- A. RENEWAL APPLICATIONS REGARDING LIQUOR /BEER LICENSES:
 - 1. Caddy Shack, 1426 4th Avenue
 - 2. Kum & Go, 154 Bennett Avenue
 - 3. Kum & Go, 2024 5th Avenue
 - 4. T'z, 128 West Broadway
- B. SPECIAL EVENT PERMIT APPLICATION:
 - 1. Google, 1430 Veterans Memorial Highway, Ribbon Cutting/Grand Opening Celebration

9. CITIZENS REQUEST TO BE HEARD

10. OTHER BUSINESS

11. ADJOURNMENT